

GP/3671

PATENT

Attorney Docket No. 501094

Date: November 12, 2002

In re Application of: James J. Barnat et al.

Application No.: 09/873,800

Filed: June 4, 2001

For: ROADWAY PAVING SYSTEM AND METHOD INCLUDING ROADWAY PAVING VEHICLE SUPPLY TRUCK

COMMISSIONER FOR PATENTS

Washington, D.C. 20231

Sir:

Transmitted herewith is a response to an office action in the subject application.

 Applicants claim small entity status of this application under 37 CFR 1.27.

Petition For Extension Of Time

Applicants petition for a extension of time under 37 CFR 1.136, the fee for which is \$0.00.

Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

No additional claim fee is required.

Other: Declaration Under 37 CFR §132.

The claim fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT			HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDT. CLAIM FEE	RATE	ADDT. CLAIM FEE
TOTAL	60	MINUS	70	=0	x 9=	\$	x 18=	\$0
INDEPENDENT	5	MINUS	7	=0	x 42=	\$	x 84=	\$0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE CLAIM					+ 140=	\$	+ 280=	\$
					TOTAL	\$	TOTAL	\$0

 Please charge my Deposit Account No. 12-1216 in the amount of \$

A duplicate copy of this sheet is attached.

 A check in the amount of \$ is attached.

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.

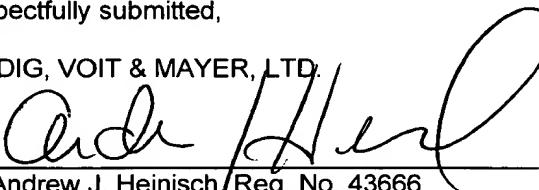
Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAYER, LTD.

By:



Andrew J. Heinisch, Reg. No. 43666
One of the Attorneys for Applicant(s)

Leydig, Voit & Mayer, Ltd.
6815 Weaver Road, Suite 300
Rockford, Illinois 61114-8018
(815) 963-7661 (telephone)
(815) 963-7664 (facsimile)



#8/18
PATENT 11/21/02
Attorney Docket No. 501094

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
James J. Barnat et al.

Application No.: 09/873,800

Art Unit: 3671

Filed: June 4, 2001

Examiner: Raymond W. Addie

For: ROADWAY PAVING SYSTEM AND
METHOD INCLUDING ROADWAY
PAVING VEHICLE SUPPLY TRUCK

RESPONSE TO OFFICE ACTION

Commissioner for Patents
Washington, D.C. 20231

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GROUP 3600

Dear Sir:

In response to the Office Action dated August 12, 2002, please enter the following amendments and consider the following remarks.

AMENDMENTS

IN THE CLAIMS:

Replace the indicated claims with:

60. (First Amended) A roadway paving apparatus for applying asphalt binder material and aggregate material to a ground surface, comprising:
a vehicle having an engine and wheels, the vehicle having opposed front and rear ends;
an aggregate material dispensing system carried by the vehicle adapted to hold a supply of aggregate material and having a discharge port proximate the rear end of the vehicle behind the wheels, the discharge port adapted to discharge aggregate material over the ground surface, the aggregate material dispensing system including a conveyor